

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert Schmidt

Serial No.: 10/711,466

Group Art Unit: 3632

Filed: September 20, 2004

Examiner: Todd Michael Epps

For: Automotive Center Stack Panel With Contact-Less Switching

Attorney Docket No.: LC 0168 PUS (04921)

I hereby certify that this correspondence is being sent via facsimile to (571) 273-8300 on:

2/23/2006

(Date of Deposit)



(Signature)

RESPONSE TO RESTRICTION/REQUIREMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This paper is in response to the Office Action in the above-entitled application, mailed January 23, 2006, and allowing one month for response. This response is timely as it is filed within the allowable one month.

The Applicant respectfully selects Group I (claims 1-18) for examination in response to the Examiner's restriction requirement. The Applicant does so, however, with traversal of the restriction requirement.

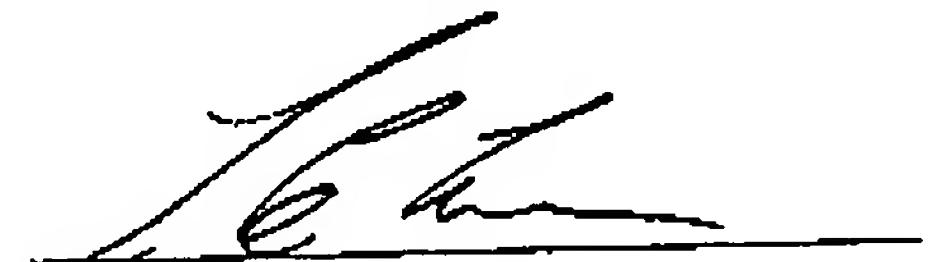
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The Examiner argues a restriction is required because "In the instant case, the product can be made by a materially different process." The Applicant disagrees, traverses, and seeks reconsideration. The "method" claimed in claims 19 and 20 claims a method of manufacturing that "places" the individual structural elements of apparatus claim 11 into the orientation claimed in apparatus claim 11. It is apparent that the "product" cannot be made by a materially different process. The elements in apparatus claim 11 have limitations that are reflected in method claims 19 and 20. By example, in claim 11, the "clamp element mounted to said internal face plate surface" while the method claims "mounting said clamp element to said internal window surface." One can determine with certainty that it is in fact not possible to make the product by a materially different process. As such, the restriction should be lifted and the entirety of the claims should be reviewed.

Respectfully submitted,



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